

GOVERNMENT OF ANDHRA PRADESH
A B S R A C T

Social Welfare Department – Land Acquisition for House Sites – Kurnool District – Yemmiganur Village & Mandal - Land Acquired for provision of house sites to the weaker section people – Sanction of Rs.70,38,047/- towards half of the decretal charges in LAASMP No.484/2012 in LAAS No 123/2012 in OP. No.28/06, and batch – Orders - Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O Rt.No. 433

Dated: 24.06.2013
Read the following

1. From the Dist Collector, Kurnool Lr.No.H.No.19/SWLA/2012, dt 13.06.2012
2. From the Commissioner of Social Welfare. A.P., Hyderabad Lr.No.LA4/5260/ 2012, dated 31.7.2012.
3. From the Spl Chief Secretary & Chief Commissioner of Land Administration, AP, Hyderabad Ref No. S2/682/2012, Dt. 25.02.2013.

ORDER:

In the reference 3rd read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that the LAO/RDO, Adoni has acquired land admeasuring Ac. 22.27 Cts in OP Nos. 28/06, 82/06, 63/06, 59/06, 60/06, 65/06, 68/06, 71/06, 72/06, 77/06, 33/07 and 56/06 in Sy. Nos.89/C1, 89/C3A, 89/C3B, 17/A3A, 17/A3B, 66/B, 66/B, 66/B, 64/B, 17/B2A, 17/B2B, 68/A1, 68/A3, 68/A1, 68/A3, 69/C, 68/B3, and 66/B, situated at Yemmiganur (Village & Mandal) of Kurnool District through an Award Nos. 8/HS/2000, dated 17.10.2000, 2/HS/2006, Dt.16.02.2006, 8/HS/2000, dated. 14.03.2001 and 1/HS/2006 dated 04.2.2006 for provision of house sites to weaker section. The LAO/RDO, Adoni has fixed the land value @ Rs. 42,000/- 43,000/- and 46,000/- per acre. The claimants received compensation amount under protest and requested the LAO to refer the matter to the Civil Court for enhancement of compensation. The LAO/RDO, Adoni referred the OP. No.28/06, 82/06, 63/06, 59/06, 60/06, 65/06, 68/06, 71/06, 72/06, 77/06, 33/07 and 56/06 in pursuance of memos filed by the claimants, after receiving the determined compensation under protest. The Hon'ble Sr. Civil Judge Court, Adoni issued orders Dated 26.02.2010 in OP. No: 28/06 and batch is as follows :

1. That the claimants are entitled to market value at Rs. 3,00,000/- per acre (Subject to deduction of 1/3rd thereof per acre)
2. The claimants are entitled to Solatium @ 30 % p.a. on the enhanced amount.
3. That the claimants are entitled to the additional value @ 12% per annum or enhanced amount from the date of preliminary notification till the date of award.
4. That the claimants are entitled to interest 9% for one year from the date of preliminary notification and 15 % p.a. thereon on the enhanced amount till the date of deposit in to the Court.
5. The amount already paid by the LAO shall be deducted for the compensation payable.

2. The Spl Chief Secretary & Chief Commissioner of Land Administration, AP, Hyderabad has further stated that the Asst Government Pleader, Adoni in his Lr dated 13.06.2011 has opined that there is no necessary to prefer the appeals against the order of above said O.Ps as the Hon'ble High Court has already fixed the M.V. on acquired land to Rs. 3,00,000/- per acre in the subject matter of A.S. No 1544/1986 basing on the said judgement the Hon'ble Sr. Civil Judge, Adoni fixed the same M.V. per acre. As the enhancement is more than 50 % the LAO /RDO, Adoni has filed the Appeals in the High Court of AP, Hyderabad.

As the orders of High Court are pending, the LAO/RDO filed:

LAASMP No.484/2012 in LAAS No 123/2012 in OP. No.28/06 , dt : 02.03.2012.

LAASMP No: 483/2012 in LAAS No : 122/2012 in OP. No : 82/06 , dt : 02.03.2012.

LAASMP No.417/2012 in LAAS No : 109/2012 in OP. No : 63/06 , dt : 16.03.2012.
 LAASMP No. 418/2012 in LAAS No : 110/2012 in OP. No : 59/06 , dt : 28.02.2012.
 LAASMP No. 416/2012 in LAAS No : 107/2012 in OP. No : 60/06 , dt : 28.02.2012.
 LAASMP No. 419/2012 in LAAS No : 111/2012 in OP. No : 65/06 , dt : 28.02.2012.
 LAASMP No. 331/2012 in LAAS No : 85/2012 in OP. No : 68/06 , dt : 15.02.2012.
 LAASMP No.400/2012 in LAAS No : 112/2012 in OP. No : 71/06 , dt : 28.02.2012.
 LAASMP No. 332/2012 in LAAS No : 86/2012 in OP. No : 72/06 , dt : 16.02.2012.
 LAASMP No. 414/2012 in LAAS No : 106/2012 in OP. No : 77/06 , dt : 28.02.2012.
 LAASMP No. 421/2012 in LAAS No : 113/2012 in OP. No : 33/06 , dt : 28.02.2012.
 LAASMP No. 485/2012 in LAAS No : 124/2012 in OP. No : 56/06 , dt : 02.03.2012 and the

order of high Court is as follows :

“There shall be an interim stay, on condition that the petitioner deposits half of the decretal amount together with costs within a period of six weeks from today. On such deposit, the respondent is permitting with draw the same with out furnishing any security”

The Government Pleader for Appeals, A.P., High Court in his Lrs dated 7.3.2012 and 13.3.2012 has stated that the Hon’ble High Court was pleased to grant interim stay on condition of depositing 50% of enhanced amount within 6 weeks and requested to comply the orders of the Hon’ble Court. The District Collector, Kurnool has submitted proposals to the Commissioner of Social Welfare, A.P., Hyderabad for sanction of Rs.70,38,047/- towards payment of half of the decretal charges in OPs and Sy.Nos. situated at Yemmiganur (Village) & (Mandal) of Kurnool District for the purpose of providing house sites to the Weaker Section People as follows:

OP.Nos	Sy.Nos	Extent(in Acres)
28/06	89/C1, 89/C3A, 89/C3B,	2.16
82/06	17/A3A, 17/A3B,	1.46
63/06	66/B,	2.70
59/06	66/B	1.25
60/06	66/B	2.22
65/06	64/B	3.30
68/06	17/B2A, 17/B2B	1.96
71/06	68/A1, 68/A3,	1.28
72/06	68/A1, 68/A3,	1.28
77/06	69/C	1.31
33/07	68/B3	1.85
56/06	66/B	1.50
Total		22.27 Acs.

3. The Spl Chief Secretary & Chief Commissioner of Land Administration, AP, Hyderabad, after verification and scrutiny of the proposals submitted by the District Collector, Kurnool/ Commissioner of Social Welfare, A.P., Hyderabad, has sent comparative calculation sheet for an amount of Rs.70,38,047/- towards payment of half of the decretal charges in LAASMPs in LAAS in OPs and Sy.Nos situated at Yemmiganur (Village & Mandal) of Kurnool Dist for providing house sites to the weaker section as detailed below:

LAASMP in LAAS & Interim Orders dated	OP.Nos	Sy.Nos	Extent (in Acres)
No.484/2012 in LAAS No 123/2012, dt : 02.03.2012.	28/06	89/C1, 89/C3A, 89/C3B,	2.16
No: 483/2012 in LAAS No : 122/2012 Dt02.3.2012	82/06	17/A3A, 17/A3B,	1.46
No.417/2012 in LAAS No : 109/2012 dt : 16.03.2012.	63/06	66/B,	2.70
418/2012 in LAAS No : 110/2012, dt : 28.02.2012.	59/06	66/B	1.25
416/2012 in LAAS No : 107/2012, dt : 28.02.2012.	60/06	66/B	2.22
419/2012 in LAAS No : 111/2012, dt : 28.02.2012.	65/06	64/B	3.30
431/2012 in LAAS No : 85/2012	68/06	17/B2A, 17/B2B	1.96

dt : 15.02.2012. 400/2012 in LAAS No : 112/2012 dt : 26.02.2012.	71/06	68/A1, 68/A3,	1.28
332/2012 in LAAS No : 86/2012 dt : 16.02.2012.	72/06	68/A1, 68/A3,	1.28
414/2012 in LAAS No : 106/2012, dt : 28.02.2012.	77/06	69/C	1.31
No. 421/2012 in LAAS No : 113/2012 dt : 28.02.2012.	33/07	68/B3	1.85
485/2012 in LAAS No : 124/2012 dt. 02.03.2012	56/06	66/B	1.50
		Total	22.27 Acs.

4. Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs.70,38,047/- (Rupees seventy lakhs thirty eight thousand and forty seven only) to the District Collector, Kurnool, subject to outcome of the said Appeals, towards payment of half of the decretal charges in LAASMPs LAASs in O.Ps and Sy. Nos situated at Yemmiganur Village & Mandal of Kurnool Dist for the lands acquired for providing house sites to the weaker section as detailed below:

LAASMP in LAAS & Interim Orders dated	OP.Nos	Sy.Nos	Extent (in Acres)
No.484/2012 in LAAS No 123/2012, dt : 02.03.2012.	28/06	89/C1, 89/C3A, 89/C3B,	2.16
No: 483/2012 in LAAS No : 122/2012 Dt02.3.2012	82/06	17/A3A, 17/A3B,	1.46
No.417/2012 in LAAS No : 109/2012 dt : 16.03.2012.	63/06	66/B,	2.70
418/2012 in LAAS No : 110/2012, dt : 28.02.2012.	59/06	66/B	1.25
416/2012 in LAAS No : 107/2012, dt : 28.02.2012.	60/06	66/B	2.22
419/2012 in LAAS No : 111/2012, dt : 28.02.2012.	65/06	64/B	3.30
431/2012 in LAAS No : 85/2012 dt : 15.02.2012.	68/06	17/B2A, 17/B2B	1.96
400/2012 in LAAS No : 112/2012 dt : 26.02.2012.	71/06	68/A1, 68/A3,	1.28
332/2012 in LAAS No : 86/2012 dt : 16.02.2012.	72/06	68/A1, 68/A3,	1.28
414/2012 in LAAS No : 106/2012, dt : 28.02.2012.	77/06	69/C	1.31
No. 421/2012 in LAAS No : 113/2012 dt : 28.02.2012.	33/07	68/B3	1.85
485/2012 in LAAS No : 124/2012 dt. 02.03.2012	56/06	66/B	1.50
		Total	22.27 Acs.

5. The expenditure sanctioned in para (4) above shall be met within the BE.2013-14 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

6. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, Kurnool to comply with the Court orders in LAASMP No.484/2012 in LAAS No 123/2012 in OP. No.28/06 , dated 02.03.2012 and batch.

7. The District Collector, Kurnool shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Expr.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Special Chief Secretary & Chief Commissioner of Land Administration,
A.P., Hyderabad

The Commissioner of Social Welfare, A.P., Hyderabad,
The District Collector, Kurnool

Copy to:

The Director of Treasury & Accounts, A.P., Hyderabad,
The Accountant General, A.P., Hyderabad,

The District Treasury Officer, Kurnool District.

Finance (Exp.SW/BG) Department

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER